D.B. CRIMINAL CANCELLATION BAIL NO.35/2007
Jagdish Prasad **Vs**. State of Rajasthan & Anr.

Date : 26.7.2007

PRESENT

HON'BLE MR. JUSTICE RAJESH BALIA
HON'BLE MR. JUSTICE MAHESH CHANDRA SHARMA

Mr. Rajneet Joshi for the applicant.
Mr. L.R. Upadhyay, Dy. Government Advocate.

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Having heard learned counsel for the parties we are of the opinion that no case is made out for cancelling the bail which curtail the freedom of respondent Maya Devi, who was released on bail by suspending her sentence on 5.12.2003. There is nothing which shows that any time during this period she has abused the freedom so as to curtail it. Mere fact that because of the pending dispute about property and matrimony between the applicant and the respondent, certain cross complaints have been filed and the accused is rigorously proceedings against the petitioner through due process of law in respect of the matrimonial dispute and property dispute it cannot be a ground for cancelling the bail.

Accordingly, the application is rejected.

[MAHESH CHANDRA SHARMA], J. [RAJESH BALIA], J.

babulal/